CR 160 (3) Single Bench

IN THE HIGH COURT OF JUDICATURE AT BILASPUR,

CHHATTISGARH

WRIT PETITION NO. 4047 OF 2004

PETITIONER:

Smt. Rajni Nelson, W/o. J.M. Nelson, Aged about 43 years, Senior Lecturer, Presently posted and working as an Assistant Director (Planning) in the office of the District Education Officer, Durg, District Durg (C.G.).

P.R. No. 4040/04 Presented by Shri Sunil Sethi dated 24/8/04

Versus

RESPONDENTS:

1. State of Chhattisgarh, Through its Secretary, Department of School Education, D.K.S. Building, Mantralaya, Raipur (C.G.).
2. Director, Public Instruction, Chhattisgarh, Raipur (C.G.).
3. Collector, District Durg (C.G.).
4. District Education Officer, District Durg (C.G.).

RECEIVED COPY 24/8/04 Clerk to A.G. Bilaspur

कार्यपथ आयुक्त बिलासपुर (छ.ग.) बिलासपुर तहसील छोड़

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA

1. **PARTICULARS OF THE PETITIONER:**

As shown in the cause title.

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

26

आदेश पत्रक

मामला क्रमांक W.P.No.4047 सन् 2004

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

26.11.2004: -

Shri H.S.Patel, counsel for the petitioner.

Shri Akhil Agrawal, Panel Lawyer for the State/respondent, on advance copy.

Application for urgent hearing is allowed.

Heard.

Learned counsel for the petitioner submits that the matter relates to transfer of the petitioner. He further submits that the petitioner has been transferred on her own request. Her name finds place at serial No. 12 (Annexure – P/1). He also submits that the petitioner is working as Assistant Director (Planning) and she has been posted in Government Multi Purpose Higher Secondary School, Durg, without mentioning the post in which she has been transferred. It is also stated that she had come on the above said post one year before. It is also stated that the petitioner submitted her representation on 25.08.2004 before the competent authority mentioning therein that she did not make any request for her transfer. Learned counsel also submits that for the present the petitioner may be given an opportunity of filing the detailed representation before the competent authority of the respondents, which shall be considered on its own merits in accordance with law.

Having considered and without expressing any opinion on the merits of the case, in the opinion of this Court, ends of justice will be served if a direction is given to the petitioner to make a detailed

[पीछे देखिये

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(27)

आदेश पत्रक

मामला क्रमांक W.P.No.4047 सन् 2004

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	representation raising her grievances before the competent authority of the respondents along with a copy of the petition and this order, within 15 days, and on such representation being filed, the competent authority of the respondents shall decide the same on its own merits in accordance with law as early as possible preferably within two months from the date of receipt of the representation. With the aforesaid observations, this petition stands disposed of. Consequently M.W.P.No.4440/04 also stands disposed of. Sd/- Acting Chief Justice	